

### Remarks/Arguments

This submission is in response to the Notice of Non-Compliant Amendment, mailed February 4, 2008, and the Office Action mailed December 3, 2007. Reconsideration of this application is respectfully requested, in view of the following remarks.

#### **I. Status of the Claims**

After entry of this amendment, claims 1-13 are pending. Claim 1 is amended to correct a clerical error. Non-elected claims 14-57 are canceled.

#### **II. Restriction Requirement and Species Election**

In the office action, the Examiner required election of one of the following two claim groups:

Group I: Claims 1-13, drawn to compounds, compositions and methods of use, and

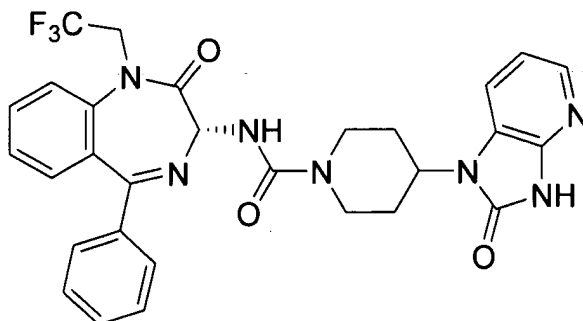
Group II: Claims 14-57, drawn to complex pharmaceutical compositions and uses comprising a compound of formula (I) and additional active ingredients.

In response to the restriction requirement, applicants elect the Group I subject matter, without traverse. Non-elected claims 14-57 are canceled.

The Examiner also requires election of a single species for prosecution, in the event that no generic claim is found allowable.

In response to the species election requirement, applicants elect a species of claim 1 of

Example 1:



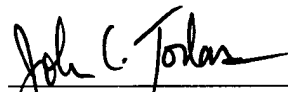
Example 1 reads on claim 1 when R<sup>1</sup> is C<sub>2</sub> alkyl which is substituted with fluoro; R<sup>2</sup> is hydrogen; R<sup>7</sup> is phenyl; W is nitrogen; X is carbon; Y is oxygen; R<sup>3</sup> is hydrogen; J-G is N; Q is CH; T is CH; U is CH; V is nitrogen; and R<sup>6</sup> is hydrogen. Example 1 also reads on claims 2 and 3 (when R<sup>1</sup> is C<sub>2</sub> alkyl which is substituted with fluoro; R<sup>2</sup> is hydrogen; R<sup>7</sup> is phenyl; W is nitrogen; R<sup>3</sup> is hydrogen; J-G is N; Q is CH; T is CH; U is CH; V is nitrogen; and R<sup>6</sup> is hydrogen), claim 8 (when R<sup>1</sup> is C<sub>2</sub> alkyl which is substituted with fluoro; R<sup>2</sup> is hydrogen; R<sup>7</sup> is phenyl; R<sup>3</sup> is hydrogen; X is carbon; Y is oxygen; J-G is N; Q is CH; T is CH; U is CH; V is nitrogen; and R<sup>6</sup> is hydrogen), claim 10 (first species), and claim 11.

### III. Conclusion

In view of the foregoing, an early and favorable examination is earnestly solicited.

Respectfully submitted,

By



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